



16. #2/A
5/9/02
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

REINHARD NOACK

Case No.: **ANI-100US**

Serial No.: **10/075,873**

Group Art Unit: **1661**

Filed: **FEB. 13, 2002**

Examiner: **UNKNOWN**

FOR: **SHRUB ROSE PLANT NAMED 'LADY ELSIE MAY'**

Hon. Asst. Comm. for Patents
Washington, DC 20231

RECEIVED
APR 16 2002
TECH CENTER 1600/2900

PRELIMINARY AMENDMENT

Before examining the application, please amend the specification as follows:

Please amend page 1, lines 8-14, to read as follows:

By cross pollination of the variety known as 'Repandia' (an unpatented light pink shrub rose, W. Kordes' Söhne, 1982) with the variety known as 'Gruss an Angeln' (an unpatented medium red hybrid tea rose, Noack Rosen, 1986), I have produced a new and improved rose variety which is distinguished from all other rose varieties of which I am aware, as evidenced by the following unique combination of characteristics which are outstanding therein:

- (1) Its continuous and abundant production of long-lasting brilliant orange-pink flowers.
- (2) Its upright, dense and bushy growth habit.
- (3) Its attractive glossy foliage that contrasts well with the brilliant orange-pink blooms.
- (4) Its outstanding disease resistance.

Please amend page 2, line 5, to read as follows:

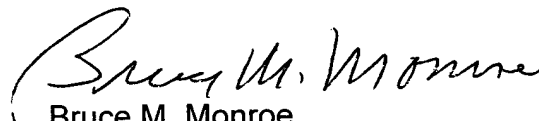
02 The following is a detailed description of my new rose cultivar with color descriptions using terminology in accordance with a Royal Horticulture Society Colour Chart (RHSCC), except where ordinary dictionary significance of color is indicated.

Parentage: 'Repandia' (unpatented) x 'Gruss an Angeln' (unpatented)

Class: Shrub

The Examiner is invited to phone the applicant's attorney if it is believed that an interview would expedite prosecution of the application.

Respectfully submitted,



Bruce M. Monroe
Attorney for Applicant
Registration No. 33,602

Date: April 2, 2002

RATNER & PRESTIA
P.O. Box 7228
Wilmington, DE 19803
(302)-479-9470
FAX: (302)-479-9480